

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF NORTH CAROLINA

U.S.A. vs. Jaynell Lynn Echols

Docket No. 7:14-CR-90-2BO

Petition for Action on Supervised Release

COMES NOW Kristyn Super, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Jaynell Lynn Echols, who, upon an earlier plea of guilty to Conspiracy to Distribute and Possess With Intent to Distribute a Quantity of Cocaine and Cocaine Base (Crack), in violation of 21 U.S.C. § 841(a)(1) and 21 U.S.C. § 846, was sentenced by the Honorable Terrence W. Boyle, Chief U.S. District Judge, on August 25, 2015, to the custody of the Bureau of Prisons for a term of 20 months. It was further ordered that upon release from imprisonment the defendant be placed on supervised release for a period of 60 months.

Jaynell Lynn Echols was released from custody on April 5, 2016, at which time the term of supervised release commenced.

On July 5, 2016, a Violation Report was submitted to the court advising that the defendant was charged with Driving While License Revoked in Onslow County, North Carolina, on May 29, 2016. As this was the defendant's first infraction, supervision was permitted to continue.

On May 15, 2017, a Petition for Action was filed with the court reporting that the defendant was charged with Driving While License Revoked and Failing to Wear a Seatbelt in Onslow County, NC (17CR703530). As a sanction for the violation conduct, the conditions of supervised release were modified to include completion of 20 hours of community service.

On May 24, 2018, a Petition for Action was filed with the court reporting that the defendant tested positive for oxycodone. At that time, due to her late term pregnancy, the DROPS sanction was removed from her conditions and she began cognitive interventions and mental health counseling.

On May 30, 2018, a Violation Report was submitted to the court reporting that the defendant tested positive for oxycodone. Given that she was scheduled to begin mental health counseling, supervision was permitted to continue.

On June 27, 2018, a Petition for Action was filed with the court reporting that the defendant tested positive for oxymorphone. At that time, the conditions of supervision were modified to include participation in a program aimed at addressing parenting skills and that she cooperate with Onslow County Department of Social Services.

On June 29, 2018, a Petition for Revocation of Supervised Release was filed with the court reporting that the defendant tested positive for oxycodone and cocaine. After a hearing on August 13, 2018, the term of supervised release was revoked and she was sentenced to 1 day custody, to be followed by 12 months supervised release with the condition that she participate in drug aftercare and mental health treatment.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

On August 28, 2018, the defendant submitted to a urinalysis screening, which was confirmed as positive for cocaine by Alere Laboratories on September 7, 2018. The defendant was confronted with the results of this test, at which time she adamantly denied the using of any controlled substances. Ms. Echols will remain in both mental health and substance abuse treatment, as well as the Surprise Urinalysis Program, and as a sanction for the violation conduct, it is recommended that the conditions of supervised release be modified to include successful completion of 30 hours of community service.

The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

PRAYING THAT THE COURT WILL ORDER that the conditions be modified as follows:

1. The defendant shall perform 30 hours of community service as directed by the probation office and if referred for placement and monitoring by the State of North Carolina, pay the required fee.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Robert L. Thornton
Robert L. Thornton
Supervising U.S. Probation Officer

/s/ Kristyn Super
Kristyn Super
U.S. Probation Officer
200 Williamsburg Pkwy, Unit 2
Jacksonville, NC 28546-6762
Phone: 910-346-5104
Executed On: October 17, 2018

ORDER OF THE COURT

Considered and ordered this 17 day of October, 2018, and ordered filed and made a part of the records in the above case.

Terrence W. Boyle
Terrence W. Boyle
Chief U.S. District Judge